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Crime prevention and criminal justice

Draft United Nations Convention against Transnational Organized Crime and the draft protocols thereto

Note by the Secretariat

By its resolution 1999/20, the Economic and Social Council recommended to the General Assembly the adoption of a draft resolution entitled "Draft United Nations Convention against Transnational Organized Crime and the draft protocols thereto". The text of the draft resolution is reproduced below.

The General Assembly,

Recalling its resolution 49/159 of 23 December 1994, by which it approved the Political Declaration and Global Action Plan against Organized Transnational Crime, adopted by the World Ministerial Conference on Organized Transnational Crime, held in Naples, Italy, from 21 to 23 November 1994,

Recalling also its resolution 52/85 of 12 December 1997, by which it decided to establish an inter-sessional open-ended intergovernmental group of experts for the purpose of elaborating a preliminary draft of a possible comprehensive international convention against organized transnational crime, which met in Warsaw from 2 to 6 February 1998,

Taking note of the Buenos Aires Declaration on Prevention and Control of Organized Transnational Crime, adopted by the Regional Ministerial Workshop on Follow-up to the Naples Political Declaration and Global Action Plan against Organized Transnational Crime, held in Buenos Aires from 27 to 30 November 1995,[1] the Dakar Declaration on the Prevention and Control of Organized Transnational Crime and Corruption, adopted by the African Regional Ministerial Workshop on Organized Transnational Crime and Corruption, held in Dakar from 21 to 23 July 1997,[2] and the Manila Declaration on the Prevention and

[1] E/CN.15/1996/2/Add.1, annex.
[2] E/CN.15/1998/6/Add.1, sect. I.

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Control of Transnational Crime, adopted by the Asian Regional Ministerial Workshop on Organized Transnational Crime and Corruption, held in Manila from 23 to 25 March 1998,[3]

Recalling its resolution 53/111 of 9 December 1998, by which it decided to establish an open-ended intergovernmental ad hoc committee for the purpose of elaborating a comprehensive international convention against transnational organized crime and of discussing the elaboration, as appropriate, of international instruments addressing trafficking in women and children, combating the illicit manufacturing of and trafficking in firearms, their parts and components and ammunition, and illegal trafficking in and transporting of migrants, including by sea,

Convinced of the need to ensure the rapid development and conclusion of the Convention and the protocols thereto,

Recalling the report of the Ad Hoc Committee on the Elaboration of a Convention against Transnational Organized Crime on its second session, held in Vienna from 8 to 12 March 1999,[4]

1. *Takes note* of the report of the Ad Hoc Committee on the Elaboration of a Convention against Transnational Organized Crime submitted to the Commission on Crime Prevention and Criminal Justice at its eighth session,[5] and expresses its appreciation of the results achieved by the Ad Hoc Committee during its first, second and third sessions, held in Vienna from 19 to 29 January, from 8 to 12 March and from 28 April to 3 May 1999, respectively, in the development of the draft United Nations Convention against Transnational Organized Crime and the draft protocols thereto, addressing trafficking in women and children, combating illicit manufacturing of and trafficking in firearms, their parts and components and ammunition, and illegal trafficking in and transporting of migrants;

2. *Expresses its appreciation* to the Government of Argentina for acting as host to the informal preparatory meeting of the Ad Hoc Committee on the Elaboration of a Convention against Transnational Organized Crime, held in Buenos Aires from 31 August to 4 September 1998;

3. *Decides* that the additional international instrument being prepared by the Ad Hoc Committee addressing trafficking in women and children should address trafficking in all persons, but especially women and children, and requests the Ad Hoc Committee to make any corresponding changes to the draft instrument;

4. *Requests* the Ad Hoc Committee to continue its work, in accordance with resolutions 53/111 and 53/114 of 9 December 1998, and to intensify its work in order to complete it in the year 2000;

5. *Decides* that the Ad Hoc Committee shall be convened in 2000 as required in order to complete its tasks, holding no fewer than four sessions of two weeks each, according to a schedule to be drawn up;

6. *Requests* the Ad Hoc Committee to schedule sufficient time, subject to the availability of funds from the regular budget or extrabudgetary resources, for the negotiation of the draft protocols addressing trafficking in persons, especially women and children, the illicit manufacturing of and trafficking in firearms, their parts and components and

[3] E/CN.15/1998/6/Add.2, sect. I.

[4] A/AC.254/11.

[5] A/AC.254/13-E/CN.15/1999/5.

ammunition, and illegal trafficking in and transportation of migrants, including by sea, in order to enhance the possibility of their completion at the same time as the draft Convention;

7. *Welcomes* the offer of the International Institute of Higher Studies in Criminal Sciences to host informal meetings as deemed appropriate to assist the work of the Ad Hoc Committee;

8. *Encourages* Member States to convene informal regional or interregional meetings to assist the work of the Ad Hoc Committee;

9. *Welcomes* the offer of the Government of Japan to host an international seminar on illicit manufacturing of and trafficking in firearms;

10. *Decides* to convene a conference of plenipotentiaries in 2000 with the objective of finalizing and adopting the Convention and the protocols thereto and to opening the Convention and the protocols for signature at the Millennium Assembly;

11. *Notes with appreciation* the offer by the Government of Italy to host the conference of plenipotentiaries in Palermo, Italy;

12. *Requests* the Secretary-General to provide the Ad Hoc Committee and the conference of plenipotentiaries with the required facilities and resources to support their work;

13. *Invites* donor countries to cooperate with developing countries in order to ensure their full participation in the ongoing negotiating process and in the implementation of the Convention through appropriate means of technical assistance;

14. *Requests* the Secretary-General to continue to provide to Member States, upon request, technical cooperation, advisory services and other forms of assistance in the field of crime prevention and criminal justice, including in the area of prevention and control of transnational organized crime;

15. *Requests* the Ad Hoc Committee to submit a report to the Commission on Crime Prevention and Criminal Justice at its ninth session on the progress achieved in its work.